

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE

## **NOTICE OF DISMISSAL**

NOW COMES Plaintiff, RSUI INDEMNITY COMPANY (“RSUI”), who states as follows pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i):

1. Rule 41 provides that a plaintiff “may dismiss an action without a court order by filing” a notice of dismissal “before the opposing party serves either an answer or a motion for summary judgment.” FED. R. CIV. P. 41(a)(1)(A)(i).

2. RSUI and SCI DIRECT, INC. entered into a settlement relating, in part, to the claims asserted in this lawsuit, the terms of which are set forth in an executed settlement agreement (“the Agreement”).

3. Neither SCI DIRECT, INC. nor LINDA ALLARD has served an answer or motion for summary judgment.

4. The undersigned counsel hereby notifies the Court that the issues between the  
Parties to this lawsuit have been settled.

5. RSUI, therefore, voluntarily dismisses this lawsuit with prejudice and without costs, pursuant to the Agreement and Rule 41.

Dated this 25<sup>th</sup> day of October, 2017

Respectfully submitted,

/s/ Jeremy S. Macklin  
Jeremy S. Macklin  
Attorney for RSUI Indemnity Company

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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing document was filed on October 25, 2017, with the Clerk of the Court using the CM/ECF System, which will send electronic notification of such filing to all counsel on record and mailed copies to all parties who have not appeared via U.S. Mail.

**Co-Counsel for RSUI Indemnity**

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